

March 15, 1937

Minutes of the Two Hundred Twenty-eighth Regular Meeting of the State Highway Commission, held in the State Highway Building with the following Members being present:

Robert Lee Bobbitt      Chairman  
John Wood                      Member  
Harry Hines                  Member  
Gibb Gilchrist              State Highway Engineer

13479                      Motion by Judge Bobbitt, seconded by Mr. Wood, that a regular meeting of the State Highway Commission was opened at 10:00 A.M. March 15, 1937.

13480                      It is ordered by the Commission that each of the following contracts having been examined by the Commission and it being found that it complies with the order of award by the Commission is hereby approved in accordance with Section 12, Chapter 186, General Laws of Texas as passed by the 1925 Legislature, 39th Regular Session.

COUNTY	CONTROL NO.	PROJECT NO.	LENGTH	DATE AWARDED	CONTRACTOR	AMOUNT
Cass	218-4-8	FAP 435-A Reop.	4.948	1-21-37	Earl Yates & Son	\$121,602.80
Hunt	202-5-2		4.417	2-2-37	J. F. Buckner	129,109.00
Live Oak	74-2-1	FAP 789-B	16.805	2-2-37	Word & Worrell	147,444.76
Live Oak	74-2-2	FAP 789-B				
	74-1-2	FAP 789-C	0.327	2-2-37	Brown & Root, Inc.	150,434.61
Live Oak	74-1-1	FAP 789-C	16.335	2-2-37	Word & Worrell	83,774.02
Palo Pinto	8-1-3	FAP 294-B	2.336	2-2-37	Brown & Root, Inc.	91,499.60
San Pa- tricio	74-4-6	FAP 657-E Reop.				
	74-5-7	F 657-F Reo.	17.952	12-2-36	R. W. Briggs & Co.	61,443.87

13481                      It is ordered by the Commission that each of the following projects, having been satisfactorily completed in accordance with the plans and specifications and approved changes is hereby accepted as recommended in the report of the engineer, and that all moneys due on each final estimate be paid the respective contractor.

COUNTY	PROJECT NO.	CONTRACTOR	COMPLETED
Grayson	WPSO 863-A	McCall Engr. Company	12-26-36
Cooke	WPGM 595-G	Frank Parrott	2-6-37
Cooke	WPGM 595-E	Frank Parrott	2-6-37
Young	WPSS 875-A	Oran Speer	2-6-37
Glasscock	FAP 571-E	Field Brothers	2-4-37
Sutton	FAP 617-C	Field Brothers	1-21-37
Bell	WPGH 40	Jno. F. Buckner	12-3-36
Coryell	WPH 601-G	Word & Worrell	2-13-37
McLennan	WPMH 593-A	N. G. Crews	1-2-37
McLennan	WPMH 593-E	N. G. Crews	1-2-37
McLennan	WPMH 601-B	N. G. Crews	1-2-37
Rusk	FAP 203-D	Austin Road Company	2-23-37
Nacogdoches	SP 1031-C	H. B. Zachry Company	8-4-36
Nacogdoches	FAP 201-B	Jas. Spencer & Son	12-19-36
Polk	WPSO 897-A	Holland Page	11-28-36
Rusk	FAP 201-B	Jas. Spencer & Son	12-19-36
Shelby	NRH 792	Jno. F. Buckner	12-31-36
Shelby	FAP 280-Reop.	Jas. Spencer & Son	12-19-36
Shelby	WPGM 224-E	Austin Road Company	9-25-36
Shelby	WPGS 224-F	Austin Road Company	9-25-36
Austin	FAP 465-B	Harrison E & C Corp.	2-11-37
Harris	WPMH 519-C	Jno. F. Buckner	2-2-37
Harris	Control 27-9-9	Russ Mitchell, Inc.	12-30-36
Harris	WPGH 512-J	Russ Mitchell, Inc.	12-30-36
Montgomery	WPGS 852-A	R. C. Buckner	12-16-36
Goliad	Control 155-2-1	Cage Bros. & J. C. Ruby	2-25-37
Caldwell	WPSO 907-A	Holland Page	1-4-37
Bexar	NRH 31,Pts.1,2&3	Locke Nursery & Floral Co.	1-16-37
Comal	WPSO 912-B	Jas. Spencer & Son	2-8-37

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COUNTY	PROJECT NO.	CONTRACTOR	COMPLETED
Guadalupe	NRH 73	Locke Nursery & Floral Co.	1-16-37
Medina	WPGH 237	H. B. Zachry Company	1-29-37
San Patricio	FAP 657-F, Cont. 1	Briggs-Killian Company	2-17-37
San Patricio	FAP 657-F, Cont. 2	Briggs-Killian Company	1-28-37
San Patricio	FAP 657-E	Briggs-Killian Company	1-28-37
Washington	WPGH 236	Austin Br. & Austin Rd. Co.	2-10-37
Ellis	NRH 179	Baker Brothers	12-24-36
Ellis	NRH 384	Baker Brothers	12-24-36
Ellis	NRH 407-A	Baker Brothers	12-24-36
Harrison	FAP 142-F	Harrison E & C Corp.	12-22-36
Titus	WPSS 936-A	Earl Yates & Son	2-15-37
Cameron	FAP 93-A	Briggs-Darby Const. Co.	2-17-37
San Saba	WPSO 931-A	T. E. Sanderford	1-28-37
El Paso	WPGM 784-C	Fred Hall	1-16-37
Hudspeth	FAP 245-B, Gr.	Crouch & Noland	12-19-36
Hudspeth	FAP 399	Brown & Root, Inc.	1-9-37
Hudspeth	FAP 245-F	Lee Moor Contr. Co.	1-19-37

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13482

The following agreements supplemental to contracts previously approved and entered into, having been examined and the terms and conditions having been found satisfactory, and it appearing that an additional appropriation of funds will not be required, are hereby approved:

Grayson County, FAP 539-C, A. Lyman Egan, Contractor, providing for substitution of green ash for chinese elm at same unit price.

Parker County, FAP 132-B, Pt. 2, Gifford-Hill & Co., Contractors, providing for the added item of common borrow at unit price of 24¢ per cubic yard to replace an equal amount of common road excavation at same unit price.

Tarrant County, FAP 41-Reop., Ted Smith, Contractor, providing for the added item of 80 cubic yards of common channel excavation at unit price of 20¢ per cubic yard.

Tarrant County, WPGM 942-A, Purvis & Bertram, Contractors, permitting spray painting of structural steel with agreed reduction in price of \$300.00.

Bexar County, WPGM 829-A and WPGS 829-B, McKenzie Construction Company, Contractors, providing for changes in design of retaining wall and drainage facilities requiring the added items of class "A" concrete at \$5.38 per cubic yard, class "C" concrete at \$9.00 per cubic yard, 18" concrete pipe at \$1.52 per linear foot, and 8" vitrified clay pipe at 27¢ per linear foot. Funds for the added cost were provided by Minute 13336, dated February 10th, 1937.

Washington County, WPGH 236, Austin Bridge Co. and Austin Road Company, Contractors, providing for increase in size of rail ties with increase in price from \$91.00 to \$95.00 MFBM, estimated total increase in cost \$27.07.

Val Verde County, FAP 219-Reop., Unit II, Lone Star Const. Co., Contractors, providing for decreased quantity of prime coat with no change in unit price and for increased quantity of tack coat with decrease in unit price on excess over plan quantity from 20¢ to 15¢ per gallon; estimated net increase in cost \$222.30.

13483

It is ordered by the Commission that each of the following contracts having been examined by the Commission and it having been found that it complies with the order of award by the Commission, is hereby approved in accordance with Section 12, Chapter 186, General Laws of Texas, as passed by the 1925 Legislature, 39th Regular Session.

COUNTY	JOB NO.	HWY. NO.	DATE NAME OF CONTRACTOR	AMOUNT
Wheeler	M-4-S-3	4	1-26-37 Kellner Jetties Corp.	\$2,080.83
Waller	M-12-L-7	20	1-26-37 Rehfeld Steel Jetty Co.	5,640.40

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13484

In Bexar County, it is ordered by the Commission that an appropriation of \$6,535.54 be made to cover the cost of placing a bituminous base preservative on that section of Highway No. 2, from a connection with Quintana Road in Von Ormy to a point 2 miles north of Bexar-Atascosa County line, a distance of 6.866 miles. Because of the small quantities of work involved and the necessity of placing this preservative immediately, this work is to be done under the direction of the State Highway Engineer through the Maintenance Division as a Force Account Construction Project.

A.F.E. 37-84

13485

In Brazos County, it is ordered by the Commission that an appropriation of \$5,956.17 be made to cover the cost of rebuilding six timber structures, totalling 159 feet in length on the Old San Antonio Road between Benchley and the Navasota River. This work is to be done under the direction of the State Highway Engineer through the Maintenance Division.

A.F.E. 37-85

13486

In Brewster County, it is ordered by the Commission that previous order set forth in Minute No. 13219 be suspended until the State Highway Engineer has made investigation as to the cost of building and maintaining a highway from Alpine to Terlingua, and has submitted such report to the Commission for further consideration and action.

13487

In Cameron County, it is ordered by the Commission that an appropriation of \$750.00 be made to cover the cost of labor for widening and reconstructing a 36 foot timber trestle on Highway No. 96, 1.5 miles north of Harlingen. This appropriation covers labor only, as material salvaged from the Mercedes Floodway Bridge is to be used on this work. This work is to be done under the direction of the State Highway Engineer through the Maintenance Division.

A.F.E. 37-86

13488

In Cameron County, it is ordered by the Commission that an appropriation of \$3,500.00 be made to cover the cost of widening the pavement at the intersection of Highways Nos. 4 and 48 east of Brownsville and for erecting overhead stop signs at this point. This work is to be done under the direction of the State Highway Engineer through the Maintenance Division.

A.F.E. 37-87

13489

In Cherokee County, Minute #13243 ordered the addition of a project to the 1937 Regular Federal Aid Program covering the construction of a grade separation at the intersection of Highways No. 40 and No. 22 near Rusk.

Whereas, the City of Rusk has officially requested that this separation not be built, and in lieu thereof, they will purchase, erect, and maintain a traffic light at the intersection.

It is, therefore, ordered that Minute #13243 be rescinded and the City of Rusk be granted permission to erect and maintain the traffic light at the intersection in accordance with their proposal.

13490

It having been brought to the attention of the Commission that the citizens of New Braunfels desire to illuminate the Louis W. Kemp Bridge across the Guadalupe River on Highway 2, which was completed in 1935 as U.S.P.W., N.R.M. 66-B, and that the City of New Braunfels will provide for the cost of installation and maintenance of the lights in accordance with plans approved by the State Highway Engineer, it is ordered that the City of New Braunfels be authorized to proceed with the installation after a satisfactory agreement between the city and the State Highway Department has been executed.

13491

In Comal County, \$4,998.00 having been authorized to cover the cost of placing a 1' asphalt strip on the shoulders alongside the concrete pavement on Highway No. 2, from south end of York Creek Bridge to the Guadalupe County line, and this amount not having been sufficient to complete the work, it is ordered that an increase of \$2,100.00 be made and this asphalt strip be placed along the remaining section of the concrete pavement.

A.F.E. 37-88

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13492

In Ector County, the Midland Farms Company did, by easement dated July 9, 1935 and recorded in Volume 42 - Page 509 in the deed records of Ector County, convey a certain tract of land to the State, to be used as a connection with Highway No. 51.

WHEREAS, it has been found advisable to change the connection with Highway No. 51, thus eliminating the necessity of retaining this tract since it would no longer be needed by the State; and

WHEREAS, Midland Farms Company agrees to execute an easement for the connection with Highway No. 51 at a new location agreed upon, and without cost to the State.

IT IS, THEREFORE, ordered by the Commission that the Governor be requested to execute a deed, conveying this land back to Midland Farms Company on the condition that Midland Farms Company execute an easement to the State for right-of-way for new location of the connection with Highway No. 51, without cost to the State.

13493

In Ellis County, an increased appropriation of \$7,861.97 Federal funds is hereby made for the completion of asphaltic concrete pavement and incidental items on NRM 831-A (1935), Control 172-7-4, Highway No. 34. It is found necessary to remove all old railroad ties in street and fill tie spaces with concrete, and this also causes increases in several contract items.

A.F.E. 37-89

13494

In El Paso County, it is ordered by the Commission that an appropriation of \$1,012.91 be made to cover the cost of lengthening two culverts on Highway No. 1 in the town of La Tuna. This work is to be done under direction of the State Highway Engineer through the Maintenance Division.

A.F.E. 37-90

13495

In Falls County, it is ordered that a project be added to the 1937 Regular Federal Aid Program as Item No. 6, Division No. 9, providing for the landscaping of Highway No. 6 between Big Creek, 3.0 miles south of Marlin, and 1.5 miles south of Reagan, with an allotment of \$9,000.00, 50% being Federal funds and 50% being State funds and the State Highway Engineer is directed to submit a request to the Bureau of Public Roads providing for this program addition.

13496

In Falls County, it is ordered by the Commission that an appropriation of \$12,500.07 be made to cover the cost of scarifying, adding additional asphalt, and road-mixing the surface on the old asphalt surface on that section of Highway No. 6, from Robertson County line north a distance of 6.12 miles. This work is to be done under the direction of the State Highway Engineer through the Maintenance Division.

A.F.E. 37-91

13497

In Fannin County, it is ordered by the Commission that an appropriation of \$2,440.00 be made to cover the cost of reconditioning the oil surface on that section of Highway No. 42 from Trenton southeast a distance of 3.6 miles. This work is to be done under the direction of the State Highway Engineer through the Maintenance Division.

A.F.E. 37-92

13498

In Fisher County, on Highway No. 15, NRWR 142, Section 1, due to the Works Progress Administration's reducing the maximum allowable non-labor funds for NRWR projects, it appears that unless State funds are made available, Gravel Base Course estimated to cost \$41,963.13 and extending from Roby south 5 miles on Highway No. 15 cannot be completed.

It is, therefore, ordered by the Commission that \$3,233.00 be appropriated to supplement WPA and PWA funds. This amount is to be made available by a like reduction in the funds appropriated by Minute No. 13409 for NRWR project in Stonewall County.

A.F.E. 37-93

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13499

In Franklin and Wood Counties, Minute #13444, of February 11, 1937 outlined certain conditions that the City of Winnsboro and the State Highway Department were to fulfill, and it having developed that the City of Winnsboro is unable to carry out all of the conditions imposed, Minute #13444 is hereby amended to relieve the City of Winnsboro from improving that part of the present location of Highway #11 from its intersection with Highway #37 west to the first intersecting street, and it is ordered that the State Highway Engineer proceed with the improvement of this section, approximately 2480' in length, and an appropriation of \$5,000.00 is made to cover the cost of this improvement. All other conditions imposed in Minute #13444 are still in effect.

A.F.E. 37-94

13500

In Galveston County, the Galveston-Bolivar Ferry was again made a toll ferry, effective November 5, 1936, and Galveston County Auditor has requested, in accordance with the policy when said ferry was previously operated as a toll ferry, that the Highway Department refund Galveston County for the premium for Hull and Hull Disbursement Insurance in the amount of \$40,000 Hull and \$10,000 Hull Disbursements for each "Galveston" and "Jefferson" ferry boats. This insurance was obtained from the lowest bidder of six bids submitted to Galveston County on November 2, 1936.

It is, therefore, ordered by the Commission that Galveston County be refunded \$2,260.00, the premium for this insurance, effective from November 6, 1936, to November 6, 1937, with the Seinsheimer Insurance Agency. Appropriation is hereby made for this refund conditioned upon Galveston County endorsing said policy over to the Highway Department and submitting said policy to the Highway Department with the required acknowledgments of the Seinsheimer, Hartford Fire and Home of New York Insurance Companies.

13501

In Galveston County, it is ordered by the Highway Commission that a pass on the Galveston-Bolivar Ferries be issued for Mr. Gordon Strachan, mainland reporter of the Galveston News.

13502

In Galveston County, FWA Docket No. Texas 1968 R, Galveston Causeway, it being desired to effect a distribution of additional funds previously appropriated in accordance with the following table:

ITEM	INCREASE	DECREASE
1. Preliminary	\$ 0.00	\$ 0.00
2. Land, etc.	0.00	0.00
3. Construction	177,000.00	0.00
4. Engineering	12,000.00	0.00
5. Legal, etc.	14,200.00	0.00
6. Interest	0.00	0.00
7. Miscellaneous	17,038.25	0.00
Totals	\$ 220,238.25	0.00
NET CHANGE (INCREASE)	\$220,238.25	

It is, THEREFORE, ordered that the proper request for approval be presented to the Public Works Administration and it is therefore ordered that the additional funds previously appropriated by Minute Order No. 13014 on November 24th, 1936, in the amount of \$220,238.25 and transferred to the construction accounts of the Galveston Causeway be distributed to the payment in the amounts and for the purposes herein above set forth, and the Supervising Engineer is hereby authorized to execute all necessary documents to secure the approval of the changes sought.

13503

In Garza County, it is ordered by the Commission that an appropriation of \$2,346.08 be made to cover the cost of reconstructing the base and topping a 400 foot section of Highway No. 7 at a point about .7 mile south of Post, where a small lake on both sides of the road has caused fill to become water-logged and the base to fail. This work is to be done under the direction of the State Highway Engineer through the Maintenance Division.

A.F.E. 37-95

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13504

In Goliad County, it is ordered by the Commission that an appropriation of \$886.60 be made to cover the cost of roadway maintenance on that section of Highway No. 29, from the junction with Highway No. 119 to Weser, a distance of 4.836 miles, for the balance of the fiscal year, and the State Highway Engineer is instructed to take this section of road over for maintenance, inasmuch as all conditions imposed in this designation have been complied with.

A.F.E. 37-96

13505

In Gray County, on Highway 152, NRWR 5 Section 3, due to the Works Progress Administration reducing the maximum allowable non-labor funds for NRWR projects, it appears that unless State funds are made available the caliche base course cannot be completed over the 11.8 miles from Wheeler County line west on Highway 152.

It is, therefore, ordered by the Commission that an appropriation of State funds in the amount of \$10,000.00 be made to supplement WPA and PWA funds, which will permit the completion of this project estimated to cost \$60,000.00.

A.F.E. 37-97

13506

In Grayson County, it is ordered by the Commission that an appropriation of \$2,472.00 be made to cover the cost of moving and rebuilding the Section Warehouse and Lumber Sheds on the Warehouse lot recently purchased by the Highway Department at Sherman; for fencing the warehouse lot; for graveling the driveways; and for grading necessary on the new lot. This work is to be done under the direction of the State Highway Engineer through the Maintenance Division.

A.F.E. 37-98

13507

In Gregg County, it is ordered that a project be added to the 1937 Regular Federal Aid Program as Item 10, Division 10, providing for the construction of a pedestrian sidewalk on existing bridge across the Sabine River on Highway No. 31 near Gladewater at a total estimated cost of \$16,000.00, 50% being Federal funds and 50% State funds, and the State Highway Engineer is directed to submit a request to the Bureau of Public Roads providing for this program addition.

13508

In Gregg County, it is ordered by the Commission that Minute No. 13250, passed January 18, 1937 whereby it was ordered that grading and structures be constructed on that section of Highway No. 176, from the intersection with Highway No. 135 to the intersection with Highway No. 26, a distance of 3.96 miles, be corrected to provide that this work be done from the junction with Highway No. 26 to 1500' west of the junction with Highway No. 135, with no change in the mileage originally authorized.

13509

In Haskell County, on Highway No. 120, NRWR 222, Section 1, the entire amount of \$31,441.70 set up in Minute No. 10419 not being necessary for the completion of 7.7 miles of caliche base course, it is desired that this appropriation be reduced to \$25,376.70.

It is, therefore, ordered by the Commission that the State funds appropriated for NRWR 222, Section 1, Haskell County, be reduced to \$25,376.70, thereby releasing \$6,065.00 for NRWR project in Scurry County.

13510

In Hays County, on Highway 80, NRWR 154, Section 1, due to the Works Progress Administration's reducing the maximum allowable non-labor funds for NRWR projects, it appears that unless State funds are made available the grading, structures and caliche surfacing cannot be completed over the 5.9 mile section on Highway 80 from San Marcos Northwest.

It is, therefore, ordered by the Commission that an appropriation of State funds in the amount of \$10,000.00 be made to supplement WPA and PWA funds, which will permit the completion of this project estimated to cost \$56,617.66.

A.F.E. 37-100

13511

In Hill and Limestone Counties, it is ordered that a project be added to the contingent 1936 Works Program of highway projects (to be financed if and when sufficient funds accrue from other programmed

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13511 continued--

projects) as item 80 of the WPSO classification, providing for the construction of grading, drainage structures, and surfacing on feeder road extending from Hubbard to Munger, a distance of approximately 6.3 miles with an allocation of \$55,000.00 Works Program (WPSO) funds, and the State Highway Engineer is directed to submit requests to the Works Progress Administration, the National Emergency Council and the Bureau of Public Roads, providing for this program addition.

13512

In Jefferson County, C. Doornbos did, by easement executed March 28, 1934 and recorded in Volume 386 - Page 320 - in the deed records of Jefferson County, convey to the State a certain tract of land for borrow purposes for the construction of Highway No. 8; and

Whereas, it has been found necessary to abandon this tract and secure another tract of same acreage at another location on the property of C. Doornbos, without additional cost to the State, in order to make material readily available for the construction of Nederland Spur, as well as Highway No. 8, therefore, this tract is no longer needed by the State; and

Whereas, C. Doornbos is agreeable to execute an easement conveying to the State another tract of land for borrow purposes, if original tract is released back to him.

It is, therefore, ordered by the Commission that the Governor be requested to execute a deed conveying this land back to C. Doornbos, on condition that C. Doornbos execute an easement for necessary borrow at another location without cost to the State.

13513

In Jefferson County, the heirs of John A. Young, deceased; Mary E. Young, a feme sole and surviving wife of John A. Young, deceased; India Young Mills and her husband, H. O. Mills; Ethel Young Gunn and her husband, C. H. Gunn; Leta Young Latham and her husband, W. H. Latham, Jr. did by easement executed April 2, 1934 and recorded in Volume 386 - Page 314 in the deed records of Jefferson County, convey to the State a certain tract of land for borrow purposes for the construction of Highway No. 8; and

Whereas, it has been determined that this tract is no longer needed for highway purposes.

It is, therefore, ordered by the Commission that the Governor be requested to execute a deed conveying this land back to the heirs of John A. Young, deceased.

13514

Whereas, a certain parcel of land was secured from Gus F. and W. R. Schreiner jointly for the purpose of straightening a channel near Highway 27 in Kerr County; and

Whereas, the Grantors unintentionally conveyed title of this tract to the State when it was intended only to give the State an easement for the sole purpose of straightening a channel and not as a part of the highway right-of-way; and

Whereas the Grantors have agreed to give the State the right to cut the channel and maintain it.

It is, therefore, ordered by the Commission:

That the Governor be requested to execute a deed conveying this land back to Gus F. and W. R. Schreiner jointly, for the consideration that Gus F. and W. R. Schreiner jointly will execute an easement to the State for the purpose of granting to the State the right to cut and maintain said channel, without cost to the State.

Whereas, Chapter 99 of the General Laws of the Regular Session of the 42nd Legislature authorized the Governor of the State of Texas to reconvey such land to original owners when such land is no longer needed for right-of-way purposes; and

Whereas, on October 2, 1932, Gus F. and W. R. Schreiner, jointly, executed a deed, containing this tract, to the State of Texas, for right-of-way purposes, when in fact it was only for the straightening of a channel, said deed being recorded in Volume 55 - Page 210 in the deed records of Kerr County.

The deed includes the following described tract of land, to-wit:



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"The strip of land herein conveyed is 50 feet wide and extends along the North line of 100 foot right-of-way of Highway No. 27 and is out of and a part of Jonas Harrison Survey No. 128.

Beginning at the Southeast corner of Jonas Harrison Survey No. 128; Thence N. 45 deg. E. a distance of 1795 feet; Thence N. 86 deg. 50' W. a distance of 196 feet to the place of beginning.

Thence N. 86 deg. 50' W. a distance of 317 feet; Thence N. 0 deg. 30' W. a distance of 50 feet; Thence S. 86 deg. 50' E. a distance of 326 feet; Thence S. 3 deg. 10' W. a distance of 50 feet to the place of beginning.

Containing .37 of an acre of land."

13515

In Knox County, it is ordered by the Commission that an appropriation of \$7,371.17 be made to cover the cost of graveling that section of Highway No. 16, from Benjamin north a distance of 1.19 miles and an appropriation of \$14,600.00 be made to cover the cost of like work on the same highway, from the South Fork of Wichita River north a distance of 2 miles, and it is further ordered that this work be done through the Maintenance Division.

A.F.E. 37-101

13516

In Lampasas County, an appropriation of \$25,000.00 is made to continue the Unit I work on Highway No. 53, between the Lampasas City Limits and the Coryell County line. This appropriation makes a total of \$50,000.00 allotted to this highway and is a part of an estimated total expenditure of \$137,296.59 which will be required to build both Unit I and Unit II within the limits of the above project. This allotment of \$25,000.00 is to be expended at a rate of not to exceed \$5,000.00 per month and is to be handled under the direction of the State Highway Engineer through the Maintenance Division as a Force Account Construction Project.

A.F.E. 37-102

13517

In Lampasas County, the First National Bank of Lampasas, did, by deed executed January 20, 1936 and recorded in Volume 62 - Page 523 of the deed records of Lampasas County, convey to the State a certain tract of land for right-of-way purposes for the construction of Highway No. 74; and

Whereas, it has been found advisable to change the connection with Highway No. 66, thus making this tract not now needed for highway purposes; and

Whereas, the First National Bank has agreed to execute a deed for the right-of-way on new location without cost to the State.

It is, therefore, ordered by the Commission that the Governor be requested to execute a deed conveying this land back to First National Bank of Lampasas, on condition that said bank will execute a deed conveying to the State the necessary right-of-way on new location, without cost to the State.

13518

In Lavaca County, it is ordered by the Commission that the spur from Highway No. 72 about 7 miles north of Yoakum into the village of Sweet Home be designated as a State Highway and that this section of road be taken over for maintenance; and an appropriation of \$100 is hereby made to cover the cost of maintenance on this 1.324 miles of road for the balance of the fiscal year.

A.F.E. 37-103

13519

In Lee County, on Highway "OSR", N.R.W.R. 167, Section 1, due to Works Progress Administration's second reduction limiting W.P.A. participation in material and equipment rental cost to an average of \$5.00 per man-month, it will be impossible to complete, without supplementary State funds, the originally approved 9.4 miles of grading, drainage structures and select material base extending from Bastrop-Lee County line to intersection with Highway 44, which is estimated to cost \$73,770.71.

It is, therefore, ordered by the Commission that an appropriation of \$5,000.00 be made to supplement W.P.A. and P.W.A. funds.

A.F.E. 37-104



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13520

In Lee County, the State Highway Engineer is authorized to proceed thru the Maintenance Division with the elimination of several right angle turns on Highway No. 20 at the East City Limits of Giddings, this work to be done out of the Maintenance Contingent Budget.

This work is authorized on condition that Lee County will furnish right-of-way required to eliminate these right angle turns.

13521

In Medina County, it is ordered by the Commission that an appropriation of \$674.31 be made to cover the cost of placing a bituminous base preservative on a 0.3 mile section of Highway No. 2 between the new Underpass north of Devine and the old road. This work is to be done under the direction of the State Highway Engineer through the Maintenance Division.

A.F.E. 37-105

13522

In Medina County, it is ordered by the Commission that an appropriation of \$1,257.69 be made to cover the cost of placing an asphaltic surface treatment on a 0.425 mile section of the connection from Old Highway No. 2 near Devine to the new road, which is being used as a detour at this time. This work is to be done under the direction of the State Highway Engineer through the Maintenance Division.

A.F.E. 37-106

13523

In Motley County, it is ordered by the Commission that an appropriation of \$1,184.00 be made to cover the cost of placing a light asphaltic seal coat on a 3.6 mile section of Highway No. 28, from the Floyd County line east. This work is to be done under the direction of the State Highway Engineer through the Maintenance Division.

A.F.E. 37-107

13524

In Pecos County, on F.A.P. 618-C on Highway 27, a contract has been awarded to Hannah Construction Company and L. P. Reed, and work order has been issued, dated February 1, 1937.

WHEREAS, Commission Minute No. 10885 orders that all contract work shall begin within thirty days after the issuance of the work order and work not so started shall be held up until authority is granted by the Highway Commission to proceed; and

WHEREAS, the thirty day period has expired on this contract and the Contractors have not started work but they have stated that due to inclement weather they have not been in position to start the construction operations but desire to start work on March 15, 1937.

THEREFORE, it is ordered that the Contractors on this project be permitted to start this work on March 15, 1937, in accordance with their expressed intentions.

13525

In Pecos County, on F.A.P. 619-F in the matter of claim of M. H. Ryland for additional compensation, it is ordered by the Commission that the amount of \$852.79 be allowed because of additional distance to haul materials to the bridge site from the railroad, it having been shown that the plans were in error in estimating the distance that material would be hauled and this adjustment is made in accordance with the recommendation of the Claims Committee as outlined in their report on file with this project.

A.F.E. 37-108

13526

In Cooke County, it is ordered that a project be added to the 1937 Regular Federal Aid Program as Item No. 5, Division 3, providing for the landscaping of Highway No. 40 extending between the Red River Bridge and Highway No. 5 at Gainesville with an allotment of \$8,500.00, 50% being Federal funds and 50% State funds, and the State Highway Engineer is directed to submit a request to the U. S. Bureau of Public Roads providing for this program addition.

13527

In Reeves County, it is ordered that a project be added to the 1937 Regular Federal Aid Program as Item 5, Division 6, providing for the landscaping of Highways 17 and 196 between Toyahvale and a point approximately 3 miles northeast of Balmorhea with an assignment of \$15,000.00, 50% being Federal funds and 50% State funds, and the State Highway Engineer is directed to submit a request to the U. S. Bureau of Public Roads providing for this program addition.

March 16, 1937

13528

In Reeves County, it is ordered by the Commission that an appropriation of \$34,678.71 be made to cover the cost of widening to a 34 foot crown, placing a caliche and gravel base, and constructing additional small drainage structures on that section of Highway No. 17 from 20.75 miles south of Pecos to the intersection with the pavement one-half mile south of Saragosa, a distance of 7.5 miles. Inasmuch as the adjoining section of this road was improved as a Force Account Construction Project with State equipment and because of the isolation of this work and the small quantities involved, this work is to be done under the direction of the State Highway Engineer through the Maintenance Division as a Force Account Construction Project.

A.F.E. 37-109

13529

In Runnels County, on Highway 109, NRWR 184, Section 2, due to the Works Progress Administration's reducing the maximum allowable non-labor funds for NRWR projects, it appears that unless State funds are made available grading and drainage structures cannot be completed over the 9.5 mile section from Ballinger N. W. on Highway 109.

It is, therefore, ordered by the Commission that an appropriation of State funds in the amount of \$5,101.00 be made to supplement W.P.A. and P.W.A. funds which will permit the completion of this project estimated to cost \$97,902.57.

A.F.E. 37-110

13530

In Rusk and Panola Counties, it is ordered by the Commission that Minute No. 13451 passed February 11, 1937 authorizing maintenance on that section of Highway No. 215 in Panola County from Clayton to 1.5 miles west of Carthage, a distance of 7.48 miles be rescinded, inasmuch as the designation of this highway from Mt. Enterprise to Carthage was by Minute No. 13450 passed February 11, 1937 suspended pending development of an additional Feeder Road Project within these limits.

13531

In Scurry County, on Highway No. 101, NRWR 80 Section 1, due to the Works Progress Administration's reducing the maximum allowable non-labor funds for NRWR projects, it appears that unless State funds are made available grading, drainage structures and caliche base course estimated to cost \$62,902.55 and extending from one mile south of Snyder south five miles on Highway No. 101 cannot be completed.

It is, therefore, ordered by the Commission that \$6,065.00 be appropriated to supplement W.P.A. and P.W.A. funds. This amount is to be made available by a like reduction in the funds appropriated by Minute No. 10419 for NRWR project in Haskell County.

A.F.E. 37-111

13532

In Smith County, it is ordered by the Commission that an appropriation of \$6,022.52 be made to cover the cost of reconditioning the existing 6' gravel shoulders, placing a 1' strip of asphalt next to the pavement on a 2.4 mile section, and constructing 18" shoulders and a 1' strip of asphalt along the remaining part of the 4.213 mile section of Highway No. 64, from the intersection with Highway No. 31 at West City limits of Tyler and extending west. This work is to be done under the direction of the State Highway Engineer through the Maintenance Division.

A.F.E. 37-112

13533

In Stonewall County, on Highway No. 4, NRWR 224, Section 1, the entire amount of \$7,483.00 set up in Minute No. 13409 not being necessary for the completion of 7.8 miles of caliche base course, it is desired that this appropriation be reduced to \$4,250.00.

It is, therefore, ordered by the Commission that the State funds appropriated for NRWR 224, Section 1, Stonewall County, be reduced to \$4,250.00, thereby releasing \$3,233.00 for NRWR project in Fisher County.

A.F.E. 37-113

13534

In Tom Green County, on Highway 208, NRWR 46, Section 5, due to the Works Progress Administration's reducing the maximum allowable funds for NRWR projects, it appears that unless State funds are made available drainage structures and caliche base course cannot be completed over the 14 mile section between San Angelo and the Coke County line on

March 16, 1937

13534 continued--

Highway 208.

It is, therefore, ordered by the Commission that an appropriation of State funds in the amount of \$7,466.00 be made to supplement W.P.A. and P.W.A. funds, which will permit the completion of this project estimated to cost \$107,881.28.

A.F.E. 37-114

13535

In Tom Green County, it is ordered by the Commission that an appropriation of \$5,700.00 be made to cover the cost of constructing drop inlets to culverts on that section of Highway No. 9, from 7 miles north of San Angelo to Carlsbad, a distance of 4.45 miles. This work is to be done under the direction of the State Highway Engineer through the Maintenance Division.

A.F.E. 37-115

13536

In Uvalde County, it is ordered by the Commission that an appropriation of \$9,464.64 be made to cover the cost of reconstructing stock-passes on Highway No. 55, between the Real County line and Uvalde. This work is to be done under the direction of the State Highway Engineer through the Maintenance Division.

A.F.E. 37-116

13537

In Van Zandt County, it is ordered by the Commission that that section of Highway No. 110 covered by WPSO Projects 891-A and 891-B, between Van and Grand Saline, a distance of 11.7 miles, be taken over for maintenance inasmuch as all the conditions as specified in the designation of this highway have been fulfilled. It is further ordered that an appropriation of \$4,095.00 be made to cover the cost of maintenance on this section of road for the balance of this fiscal year.

A.F.E. 37-117

13538

In Washington County, it is ordered by the Commission that an increase of \$1,221.41 be made to the former appropriation of \$10,514.90 to cover the cost of building an .8 mile spur and loop from Highway No. 90 at Old Washington through Washington State Park, this increase being necessary because the former estimate was erroneously based on the assumption that the Park Board would prepare the grading.

A.F.E. 37-118

13539

In Wharton County, because of the hazard created by very badly rutted shoulders, it is ordered by the Commission that an appropriation of \$7,699.40 be made to cover the cost of placing a 5' width gravel shoulder along the edge of the concrete pavement through El Campo on Highway No. 12, a distance of 1.05 miles. This work is to be done under the direction of the State Highway Engineer through the Maintenance Division.

A.F.E. 37-119

13540

In Wheeler County, it is ordered by the Commission that an appropriation of \$7,713.31 be made to cover the cost of flattening the banks of two cuts on Highway No. 75 between Shamrock and a point west, a distance of 0.568 miles, in an effort to eliminate an abrupt change in wind pressure against automobiles at these points, such field pressure apparently having contributed to serious accidents, resulting in the death of three persons at this point. This work will be done under the direction of the State Highway Engineer through the Maintenance Division.

A.F.E. 37-120

13541

In Wichita County, on Highways 66 and 79, NRWR 232, Section 2, due to the Works Progress Administration's reducing the maximum allowable non-labor funds for NRWR projects, it appears that unless State funds are made available grading and structures, including the large structure over Holliday Creek cannot be completed over the two mile connection between Highways 66 and 79 and Highway No. 5.

It is, therefore, ordered by the Commission that an appropriation of State funds in the amount of \$11,400.00 be made to supplement W.P.A. and P.W.A. funds, which will permit the completion of this project estimated to cost \$102,942.80.

A.F.E. 37-121

March 16, 1937

13542

In Wichita County, it is ordered by the Commission that an appropriation of \$2,929.52 be made to cover the cost of reconstructing and widening the Plum Creek Bridge on Highway No. 30 near Wichita Falls. This work is to be done under the direction of the State Highway Engineer through the Maintenance Division.

A.F.E. 37-122

13543

In Williamson County, it is ordered by the Commission that the Bridge over Berry Creek on Highway No. 195 which was recently damaged by an overheight load moving under bond and permit be repaired through the Maintenance Department and that a claim be filed with the bonding company for all expenses incurred in repairing this bridge and any other expenses incurred in directing and taking care of traffic caused by the damaging of this bridge by the overheight load.

13544

In Williamson County, it is ordered by the Commission that an appropriation of \$3,854.40 be made to cover the cost of constructing rock sub-drains to intercept and carry the water away in nine cuts on Highway No. 2 between Jarrel and Georgetown. Because of the small amount of work involved and the difficulty in writing specifications, this work is to be done under the direction of the State Highway Engineer through the Maintenance Division.

.A.F.E. 37-123

13545

It is ordered by the Commission that an appropriation of \$6,800.00 be made for the purchase of non-expendable field engineering testing equipment.

A.F.E. 37-124

13546

WHEREAS, Mr. Julius Houston, Section Foreman in Division No. 10, has undergone a serious operation, and it appearing he will be unable to resume his duties as Section Foreman for several weeks,

IT IS ORDERED that the Division Engineer be authorized to carry Mr. Houston on his payroll for a period not to exceed 40 days from end of his usual sick leave, in accordance with policy of the Commission adopted September 11, 1934, Minute No. 9959. This extension is recommended by the Division Engineer in view of the fact that Mr. Houston has been an employee of the department 5 years and has given satisfactory service during that time.

13547

The following projects have not been started in the past because the Works Progress Administration has been unable to furnish relief labor or funds, or both, and said projects as now financed cannot be started in the future without supplementary State funds, due to the fact that the Works Progress Administration has made a second reduction in their non-labor funds providing a maximum of only \$5.00 per man-month for non-labor items.

It is, therefore, ordered by the Commission that the following N.R.W.R. Projects be cancelled.

<u>County</u>	<u>Hwy.No.</u>	<u>N.R.W.R.</u>
	Division No. 5	
Bailey	214	21-3
Crosby	207	109-1-II
	Division No. 11	
Angelina	103	13-6
Houston	103	157-2
	Division No. 14	
Bastrop	OSR	115-1
Bastrop	OSR	115-2

13548

Construction work cannot be continued on the following projects as now financed due to the inability of the Works Progress Administration to furnish funds or sufficient laborers, or both, to effectively and economically carry on construction activities.

It is, therefore, ordered by the Commission that these projects be closed out and all construction activities stopped as soon as each project is placed in satisfactory condition for permanent suspension.

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13548 continued--

It is also ordered by the Commission that such part of the originally allocated funds as is necessary be authorized for payment of work which has been and will be done on these projects.

PROJECTS TO BE CLOSED OUT

<u>County</u>	<u>Hwy.</u>	<u>N.R.W.R.</u>
	Division No. 3	
Archer	25	113-1
	Division No. 4	
Lipscomb	117	36-2
Sherman	9	6-1
	Division No. 5	
Castro	51	24-2
	Division No. 7	
Menard	151	99-1
	Division No. 11	
Sabine	87	44-2
	Division No. 20	
Tyler	45	47-1
	Division No. 21	
Jim Hogg	12	220-1
Willacy	96	49-2

13549

This minute is supplementary to Minute No. 11224 dated August 31, 1935, and in case of conflict, the requirements of this minute shall govern.

The Commission has previously ordered an increase in the hourly wage scale of unskilled labor on maintenance work, and in order that the minimum wage rates for the remainder of the projects to be built under the Regular Federal Aid Program, the Works Program and the State Aid Program may be properly coordinated with the established maintenance minimum wage for unskilled labor, it is hereby ordered that the minimum wage rates shown herein are established and are to be effective on the three types of projects listed.

Regular Federal Aid Projects

Skilled labor .....	\$0.75 per hour
Intermediate labor .....	0.45 " "
Unskilled labor .....	0.35 " "

All projects shall be classified in accordance with the required provisions for Regular Federal Aid Projects.

Works Program Projects

Skilled labor .....	\$0.75 per hour
Intermediate labor .....	0.45 " "
Unskilled labor .....	0.35 " "

All projects shall be classified in accordance with the required provisions for Works Program Projects.

State Projects

Unskilled labor .....	\$0.35 per hour
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It is further ordered that a survey be made of prevailing wages over the State and data be prepared on same for use in determination of minimum wage to be specified on future work.

13550

On the following projects, on which bids were received on February 25th, 1937 and on which contracts have now been awarded, initial construction appropriations of State and Regular Federal Aid Funds are hereby made, in the amounts shown below conditioned upon the counties furnishing and fencing without cost to the State, such right-of-way as may be required.

March 16, 1937

13550 continued--

COUNTY	PROJECT NO.	HWY.	LENGTH	TYPE OF CONSTRUCTION	LOCATION	APPROPRIATION
Bosque	FAP 48 Reop.	67	4.50	Gr.Dr.Strs. & Hiels Cr.Br.	Valley Mills North	\$ 85,030.00
Cass-Morris	FAP 363-C 49	3.263	Gr.Dr.Str.	Hugh Spr. to 1.26 W. of Cass-Morris County		31,280.00
Delta-Hunt	FAP 208-Reop.					
	FAP 167-Reop	24	2.232	Gr.Dr.Str.	2.4 N.E. of Commerce to 1.0 E. of Hunt Co.	71,180.00
DeWitt	FAP 190-Reop					
	FAP 843-A 27	0.946	Br. & Appr.	Guadalupe River east of Cuero		283,000.00
Hidalgo	FAP 250Reop.	66	7.006	Gr.Dr.Str.Shl. & Conc.Pvt.	Brooks Co. So. 7 Mi.	193,900.00
Hidalgo	FAP 344Reop.	4	0.416	Floodway Br. & Appr.Detour & Detour Br.	In Mercedes	142,977.00
Kerr	FAP 405Reop.	27	3.026	Gr.Dr.Str.Grav. Base & Asp.Trt.	Kerrville east 3.0 Mi.	129,900.00
Milam	FAP 394-A Ro.	43	0.300	Roadside Imp.	Near Brazos River	5,860.00
	FAP 282Reop.					
Ochiltree	FAP 158-B 4	14.513	Gr.Dr.Str.& Select Mat.	Lipscomb Co.N.W. 14.5 Mi.		41,300.00
Stonewall	FAP 561-E 18	0.638	Br. & Appr.	Salt Fork of Brazos West of Swenson		112,600.00
Red River	FAP 311Reop.	5	6.143	Gr.Dr.Str.	Annona East	92,500.00
Rockwall	SP 451-1-3	205	6.214	Gr.Dr.Str. & Conc.in Low Places	3.5 S.E. of Rockwall to Kaufman Co.line	93,540.00
						<u>\$1,283,067.00</u>

A.F.E. 37-125

13551

It is moved by the State Highway Commission that an appropriation be made to cover the purchase of the following equipment:

From Lockhart Motor Company, Lockhart, Texas

3 Latest model Ford Pickups

F.O.B. Wichita Falls, Texas, List Price \$600.00 \$1800.00  
Discount  
Net Price 1800.00

Less allowance on trade in of:

1 Ford Pickup State #4945 Motor #18-1104187 Allowance 372.00  
1 " " " #4949 " #18-1105699 " 372.00  
1 " " " #4950 " #18-1105768 " 372.00 1116.00  
NET DIFFERENCE - - - - \$ 684.00

From Glosserman Chevrolet Company, Lockhart, Texas

2 Latest model Chevrolet Pickups

F.O.B. Houston, Texas, List Price \$565.00 \$1130.00  
Discount  
Net Price 1130.00

Less allowance on trade in of:

1 Ford Pickup State #4942 Motor #18-942744 Allowance 311.00  
1 " " " #4939 " #18-1071378 " 300.00 611.00  
NET DIFFERENCE - - - - \$ 519.00

From Glosserman Chevrolet Company, Lockhart, Texas

2 Latest model Chevrolet Pickups

F.O.B. Atlanta, Texas, List Price \$560.00 \$1120.00  
Discount  
Net Price 1120.00

Less allowance on trade in of:

1 Dodge Pickup State #3204-A Serial #8055749 Allowance 276.00  
1 " " " #3205-A " #8055751 " 300.00 576.00  
NET DIFFERENCE - - - - \$ 544.00

From Glosserman Chevrolet Company, Lockhart, Texas

4 Latest model Chevrolet Trucks

F.O.B. Childress, Texas, List Price \$850.00 \$3400.00  
Discount  
Net Price 3400.00

March 16, 1937

13551 continued--

Less allowance on trade in of:

1 Ford Truck State #4609 Motor #BB-5054013	Allowance	300.00	
1 " " " #4608 " #BB-5053932	"	300.00	
1 Chev. " " #4514 Ser. #3NDO8-6008	"	272.00	
1 " " " #4515 " #3NDO8-5987	"	200.00	1072.00
	NET DIFFERENCE - - -		\$2328.00

SUMMARY

Division No. 3 Wichita Falls, Texas	Net Difference	\$ 684.00
" " 12 Houston, Texas	" "	519.00
" " 19 Atlanta, Texas	" "	544.00
" " 25 Childress, Texas	" "	2328.00

NOTE: The "Net Difference" is the amount the Department pays out and covers the cost of the new machines, less discount and allowance on the old machines traded off. All bids received are tabulated showing the "Net Difference" price.

A.F.E. 37-126

13552

It is moved by the State Highway Commission that an appropriation be made to cover the purchase of the following equipment:

From the Austin-Western Road Machinery Company, Dallas, Texas

1 Austin 5 yd. Scraper

F.O.B. Del Rio, Texas, List Price	\$2150.00
Discount, 2% - 15 days	43.00
NET PRICE -	\$2107.00

A.F.E. 37-127

13553

It is moved by the State Highway Commission that an appropriation be made to cover the purchase of the following equipment:

From Lockhart Motor Company, Lockhart, Texas

1 Latest model Ford 2-door Sedan

F.O.B. Camp Mabry, Texas, List Price	\$ 682.00
Discount	
Net Price	682.00

Less allowance on trade in of:

1 Ford Coupe, State #21-B, Motor #18-1065298	Allowance	320.00
	NET DIFFERENCE - - -	\$ 362.00

From Lockhart Motor Company, Lockhart, Texas

1 Latest model Ford 2-door Sedan

F.O.B. Camp Mabry, Texas List Price	\$ 682.00
Discount	
Net Price	682.00

Less allowance on trade in of:

1 Ford Coach State #12-B Motor #18-911878	Allowance	300.00
	NET DIFFERENCE - - -	\$ 382.00

SUMMARY

Division No. C. H., Camp Mabry, Texas	Net Difference	\$ 362.00
" " C. H., Camp Mabry, Texas	" "	382.00

NOTE: The "Net Difference" is the amount the Department pays out and covers the cost of the new machines, less discount and allowance on the old machines traded off. All bids received are tabulated showing the "Net Difference" price.

A.F.E. 37-128

13554

It is moved by the State Highway Commission that an appropriation be made to cover the purchase of the following equipment:

From Lockhart Motor Company, Lockhart, Texas

2 Latest model Ford Station Wagons

F.O.B. Waco, Texas List Price	\$800.00	\$1600.00
Discount		
Net Price		1600.00





March 16, 1937

- 13560 In Hidalgo County, on bids received February 25, 1937 contract for construction of Mercedes Floodway Bridge and approaches, a distance of 0.416 miles, on State Highway No. 4, Control 39 Section 4 Job 5 FAP 374-A, B, Reop U-III is awarded to R. W. Briggs & Co. and Briggs-Darby Construction Co., Pharr, Texas, for \$129,998.46, which is the lowest and best bid.
- 13561 In Kerr County, on bids received February 25, 1937 contract for construction of grading, drainage structures, gravel base course and asphalt surface treatment from 3 miles east of Kerrville to the east city limits of Kerrville, a distance of 3.026 miles, on State Highway No. 27, Control 142 Section 5 Job 10 FAP 405-Reop.U-III is awarded to O. L. Neyland, San Antonio, Texas, for \$118,147.38, which is the lowest and best bid.
- 13562 In Milam County, on bids received February 25, 1937 contract for construction of roadside improvement (grading and planting) from near Brazos River a distance of 0.066 miles, on State Highway No. 43, Control 204 Section 8 Job 5&6 FAP 394-A Reop. U. II and 282-Reop. U-II is awarded to H. L. Butler, Dallas, Texas, for \$5,337.10, which is the lowest and best bid.
- 13563 In Ochiltree County, on bids received February 25, 1937 contract for construction of grading, drainage structures and select material from 12.6 miles south of Perryton to the Lipscomb County line, a distance of 14.513 miles, on State Highway No. 4, Control 30 Section 3 Job 3 FAP 158-B is awarded to Bell & Braden, Amarillo, Texas, for \$37,580.77, which is the lowest and best bid.
- 13564 In Red River County, on bids received February 25, 1937 contract for construction of grading and drainage structures from Annona to a point 2.5 miles west of Avery, a distance of 6.183 miles, on State Highway No. 5, Control 46 Section 1 Job 8 FAP 311-Reop.U-II is awarded to Ben Sira & Company and C. S. Constant Co., Dallas, Texas for \$84,116.80, which is the lowest and best bid.
- 13565 In Stonewall County, on bids received February 25, 1937 contract for construction of Salt Fork of Brazos River Bridge and approaches a distance of 0.638 miles, on State Highway No. 18, Control 106 Section 4 Job 5 FAP 561-E is awarded to Jno. F. Buckner, Cleburne, Texas, for \$102,400.85, which is the lowest and best bid.
- 13566 In Galveston County, the following contract for the operation of the Port Bolivar-Galveston Ferry is hereby entered into by and between the State Highway Commission of Texas and the Commissioners' Court of Galveston County:

STATE OF TEXAS :

COUNTY OF TRAVIS :

WHEREAS, the State Highway Commission, pursuant to authority granted them by the Legislature of Texas by Article 6812A of Vernon's 1925 Civil Statutes, by Minute No. 12995 dated October 20, 1934, agreed to assume operation of the Galveston-Bolivar Ferry under certain conditions; and

WHEREAS, Galveston County owns the Ferry Boats "Galveston" and "Jefferson"; and

WHEREAS, it was the condition of said Minute No. 12995 that Galveston County deliver to the Texas Highway Department the above mentioned boats and all appurtenances and equipment pertaining thereto.

NOW, THEREFORE, for effectuating the purposes of said minute, the Commissioners' Court of Galveston County, acting for and in behalf of Galveston County, hereinafter called the Lessor, and the State Highway Commission, acting for and in behalf of the Texas Highway Department, hereinafter called the Lessee, enter into the following lease and operating agreement.

March 16, 1937

13566 continued--

WITNESSETH:

1. That the Lessor for and in consideration of one dollar (\$1.00) and other valuable considerations, receipt of which is hereby acknowledged, does hereby and herein lease to the Texas Highway Department, Lessee, the Ferry Boats, "Galveston" and "Jefferson", together with all approaches, landing places, slips and any and all other appurtenances and equipment of the Galveston-Bolivar Ferry now owned and controlled by Galveston County for the period from midnight November 4, 1936, to and including August 31, 1937.

2. That the Lessee leases the said boats, the "Galveston" and "Jefferson" with the express understanding that the Lessee will maintain said boats in good operating condition, and, the Lessor agrees to furnish to Lessee such number of suitable vessels as may be, in the judgment of Lessee, necessary to maintain continuous operation of such ferry service.

3. As a further consideration for this lease, the Lessee agrees to maintain during the lease period not less than an eighteen (18) hour schedule; provided, however, when, in the judgment of the Lessee's proper agent, the operation and maintenance of said schedule may be thought impractical because of channel conditions, the Lessee may temporarily cease the operation of said Ferry and the maintenance of said schedule until such unsafe or impractical conditions are relieved. On Saturdays, Sundays, holidays and other days when, in the opinion of the Lessee's proper agent, traffic requires it, both ferry boats are to be operated.

4. As a further consideration of this lease, the Lessee agrees to abide by the terms upon which the War Department under date of November 29, 1929, permitted Galveston County to construct, operate and maintain this ferry. Lessee agrees further to establish and maintain the ferry service on the following classification and tolls:

(1) Twenty-five cents (\$0.25) per vehicle (\$0.50 for vehicle and trailer) per passage.

(2) Passengers free.

(3) a. Vehicles owned by Federal Government and stationed in Galveston County to pass free when on official business and upon presentation of written request of the proper authority. Federally owned vehicles stationed elsewhere to pass free when on official business and upon presentation of proper identification.

b. Vehicles owned by Galveston County to pass free when on official business and upon presentation of written request of County Judge of Galveston County.

c. Vehicles owned by the State of Texas to pass free when on official business and upon presentation of proper identification.

(4) Over-size and over-weight loads to be transported at the discretion of the Lessee's proper agent.

Lessee agrees the tolls as above set out will be the maximum rates charged by Lessee.

5. It is agreed by the parties hereto that the maintenance of the Ferry Channel remains the responsibility of the Lessor.

6. It is further agreed that the Lessee, at its option, may, at the date of the expiration of this lease, renew the same for an indefinite period under the same terms and conditions contained herein. If desired by Lessee, this operating agreement can be cancelled upon 30 days notice.

March 16, 1937

13567

Motion by Judge Bobbitt, seconded by Mr. Wood, that the regular meeting of the State Highway Commission was closed at 6:00 P. M. March 16, 1937.

APPROVED:

\_\_\_\_\_  
State Highway Engineer

\_\_\_\_\_  
Chairman

ATTEST:

*John Wood*  
\_\_\_\_\_  
Member

\_\_\_\_\_  
Secretary

\_\_\_\_\_  
Member

I hereby certify that the above and foregoing pages constitute the full, true, and correct record of all proceedings and official orders of the State Highway Commission at its Two Hundred Twenty-eighth Meeting (a Regular Meeting) held at Austin, Texas, on March 15, and 16, 1937.

*W. S. Viginton*  
\_\_\_\_\_  
SECRETARY

TEXAS STATE HIGHWAY COMMISSION